

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	
UNITED STATES OF AMERICA	:	
	:	CONSENT PRELIMINARY ORDER
- v. -	:	OF FORFEITURE AS TO SPECIFIC
	:	PROPERTY/
CHRISTOPHER FERRREA,	:	<u>MONEY JUDGMENT</u>
	:	
Defendant.	:	S2 20 Cr. 689 (GHW) <i>SN</i>
	:	
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WHEREAS, on or about May 11, 2023, CHRISTOPHER FERRREA (the "Defendant"), was charged in a one-count Superseding Information, S2 20 Cr. 689 (GHW) (the "Information"), with conspiracy to steal government property in violation of Title 18, United States Code, Section 371 (Count One);

WHEREAS, the Information included a forfeiture allegation as to Count One of the Information seeking forfeiture to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), of any and all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of the offense charged in Count One of the Information, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of the offense charged in Count One of the Information.

WHEREAS, on or about May 11, 2023, the Defendant pled guilty to Count One of the Information, pursuant to a plea agreement with the Government, wherein the Defendant admitted the forfeiture allegation with respect to Count One of the Information and agreed to forfeit to the United States a sum of money equal to \$206,542 in United States currency, representing proceeds traceable to the commission of the offense charged in Count One of the Information, and (ii) all right, title and interest of the Defendant in the following specific property:

- a. \$32,435.30 seized from Discover Bank account number 7022387973;
- b. \$43,632.89 seized from Discover Bank account number 7026266872;
- c. \$3,544.21 seized from Discover Bank account number 7021520696; and
- d. \$4,463.99 seized from Discover Bank account number 7024588202

(a. through d. collectively, the “Specific Property”).

WHEREAS, the Defendant consents to the entry of a money judgment in the amount of \$206,542 in United States currency representing the amount of proceeds traceable to the offenses charged in Count One of the Information that the Defendant personally obtained, for which the Defendant is jointly and severally liable up to the amount of \$37,878 with his co-defendant, ASHLEY BOURDIER;

WHEREAS, the Defendant further consents to the forfeiture of all his right, title and interest in the Specific Property, which constitutes proceeds of the offense charged in Count One of the Information; and

WHEREAS, the Defendant admits that, as a result of acts and/or omissions of the Defendant, the proceeds traceable to the offense charged in Count One of the Information that the Defendant personally obtained cannot be located upon the exercise of due diligence with the exception of the Specific Property;

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by its attorney Damian Williams, United States Attorney, Assistant United States Attorney, Thomas Burnett of counsel, and the Defendant, and his counsel, Marisa Cabrera, Esq., that:

1. As a result of the offense charged in Count One of the Information, to which the Defendant pled guilty, a money judgment in the amount of \$206,542 in United States currency (the “Money Judgment”), representing the amount of proceeds traceable to the offense charged in

Count One of the Information that the Defendant personally obtained and for which the Defendant is jointly and severally liable up to the amount of \$37,878 with his co-defendant ASHLEY BOURDIER, shall be entered against the Defendant.

2. As a result of the offense charged in Count One of the Information, to which the Defendant pled guilty, all of the Defendant's right, title and interest in the Specific Property is hereby forfeited to the United States for disposition in accordance with the law, subject to the provisions of Title 21, United States Code, Section 853.

3. Pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure, this Consent Preliminary Order of Forfeiture/Money Judgment is final as to the Defendant, CHRISTOPHER FERRREA , and shall be deemed part of the sentence of the Defendant, and shall be included in the judgment of conviction therewith.

4. All payments on the outstanding money judgment shall be made by postal money order, bank or certified check, made payable, in this instance, to the United States Marshals Service, and delivered by mail to the United States Attorney's Office, Southern District of New York, Attn: Money Laundering and Transnational Criminal Enterprises Unit, One St. Andrew's Plaza, New York, New York 10007 and shall indicate the Defendant's name and case number.

5. The United States Marshals Service is authorized to deposit the payments on the Money Judgment in the Assets Forfeiture Fund, and the United States shall have clear title to such forfeited property.

6. Pursuant to Title 21, United States Code, Section 853(p), the United States is authorized to seek forfeiture of substitute assets of the Defendant up to the uncollected amount of the Money Judgment.

7. Pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate or dispose of forfeitable property, including depositions, interrogatories, requests for production of documents and the issuance of subpoenas.

8. The Court shall retain jurisdiction to enforce this Consent Preliminary Order of Forfeiture/Money Judgment, and to amend it as necessary, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure.

9. The signature page of this Consent Preliminary Order of Forfeiture/Money Judgment may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.

AGREED AND CONSENTED TO:

DAMIAN WILLIAMS
United States Attorney for the
Southern District of New York

By: /s/ Thomas Burnett
THOMAS BURNETT
Assistant United States Attorney
One St. Andrew's Plaza
New York, NY 10007
(212) 637-1064

5/8/2023
DATE

CHRISTOPHER FERRREA
By: [Signature]
CHRISTOPHER FERRREA

5/11/23
DATE

By: [Signature]
MARISA CABRERA, ESQ.
Attorney for Defendant
Federal Defenders of New York
52 Duane Street
New York, NY 10007

5/11/23
DATE

SO ORDERED:

[Signature]
HONORABLE GREGORY H. WOODS
UNITED STATES DISTRICT JUDGE
Magistrate

5/16/23
DATE
James Nettleton